

## Evaporated Fruits

These make dainty and healthful table foods. Retain all their original flavor and are easily prepared.

Prunes and Silver Prunes, Peaches and Peeled Peaches, Pitted Cherries, Nectarines, Pears, Apricots, Apples, etc.

Also choice Chester Raisins in 2 1/2 and 5 lb. cartons, Choice Raisins in 5, 10 and 15 lb. boxes.

**HENRY MAY & CO., LTD.**

Retail 22—Telephones—Wholesale 92

## A Burlap Room

A room paneled in burlap two-thirds the way up to the ceiling—a hand painted frieze and a combination picture molding and plate shelf to hold odd bits of pottery and other art bric-a-brac gives an effect that is charming, unique and original. Call in and talk with our artist and see samples and designs for this class of work.

## Stanley Stephenson,

THE HOME DECORATOR.

Phone 426. 137 King St.

SIGNS OF THE TIMES: S. S. SIGNS

## CHRISTMAS PIANOS

Time to think about making a choice. We will reserve any instrument you may select and deliver it at Christmas time. Sold on easy payments.

**Bergstrom Music Co., Ltd.**

## Passe Partout Special

We happen to have an overstock of light grey passe partout paper. The regular price is 10 cts. a reel but you may have it for a few days at

4 reels for 25 cts.

It's a pretty shade and guaranteed all new.

Honolulu

**Photo-Supply Co.**

FORT STREET.

## He May be a Good Painter

Whom you have engaged to paint your house, but if he uses a poor grade of paint, his skill cannot prevent the loss you will sustain later on when the paint begins to rub off.

For exterior house work, instruct your painter to use our PURE PREPARED PAINT. For floors there's nothing to equal our Rubber Cement Floor Paint.

**Lewers & Cooke, Ltd.**

177 S. King Street.

The Famous

**A.B.C.**

Beers are guaranteed absolutely pure.

**The Miller Candy Co.**

Will open today with a full line of Fresh Home Made Candies across the street from the restaurant, Hotel street.

Come and see the Candy Made.

## JAPANESE HACKMEN

### Can't Be Denied License for Ignorance of English.

Chief Justice Frear is the author of a unanimous decision of the Supreme Court which declares null and void the English language test applied to licensees hack drivers by the High Sheriff. This is in the submission of facts between Takichi Sakata, Kenkichi Tochimura, Heihachi Akaboshi and Chojiro Yanagi as plaintiffs and Arthur M. Brown, High Sheriff of the Territory of Hawaii, as defendant. Atkinson, Judd & Mott-Smith appeared for plaintiffs, and Attorney General L. Andrews for defendant.

Among the observations made in the decision the following appears, following the citation of a former Hawaiian case where a Chinese contested a language test in business:

"The propriety of this view is particularly obvious when, as in this case, an attempt is made to impose the test of a single language, even though that is the English language, in a city in which by far the larger portion of the population consists of those, namely, Hawaiians, Portuguese, Japanese and Chinese, who naturally speak other languages, many of whom can not speak the English language to any great extent, and most of whom might naturally desire to engage carriages having drivers of their own respective nationalities."

The law of the case, as laid down in the syllabus, is as follows: "Under a statute requiring an officer to give to an applicant a certificate that he is a 'competent driver,' if he, the officer, so finds upon examination, he can not refuse such certificate on the ground of the applicant's imperfect knowledge and understanding of the English language."

"Under a statute authorizing an officer to make rules regulating licensed drivers and licensed vehicles, and the fares to be charged by them, the officer can not make a rule requiring the applicant for a license as a driver to 'prove to the satisfaction of the competent authorities that he is sufficiently conversant with the English language for the conduct of his business.'"

### HARRISON WINS POINT.

In the case of Thomas M. Harrison vs. J. A. Magoon, F. B. McStocker, L. C. Ables and Dorothea Emerson, the Supreme Court, in a decision written by Chief Justice Frear and signed by Justice Hatch with the author, denies defendants' motion to strike the cause from the calendar and to dismiss the plaintiff's bill of exceptions. Justice Hartwell, with some modifications, concurs. Plaintiff appeared in person, Robertson & Wilder with him. Defendant Magoon in person was assisted by Kinney, McClanahan & Cooper and S. H. Derby.

The case is a suit on a contract to exploit the Hagey cure for interperme in Australia, India, etc. It has been in the courts for several years.

### DONE BY TRYING.

Nobody can tell what he can do till he tries. When a thing ought to be done the modern spirit moves us to keep working away at it until it is done. In the face of this idea the "impossible" vanishes. Where there's a will, there's a way. "If we could but rob cod liver oil of its sickening taste and smell and then combine it with two or three other ingredients we should possess the best remedy in the world for certain diseases that are now practically incurable." So said a famous English physician twenty-five years ago. "But it will never be done," he added. "You can no more turn cod liver oil into a palatable medicine, than you can turn the Codfish itself into a Bird of Paradise." Yet he lived to admit that in

WAMPOLE'S PREPARATION the "impossible" had been accomplished. It is palatable as honey and contains all the nutritive and curative properties of Pure Cod Liver Oil, extracted by us from fresh cod livers, combined with the Compound Syrup of Hypophosphites, Extracts of Malt and Wild Cherry. This remedy is freed from the bad peculiarities Dr. Frothingham so detested, and it is precisely the splendid medicine he wished for. Use it freely and confidently for Hysteria, Wasting Complaints, Anemia, Blood Impurities, Asthma, and Throat and Lung Troubles. Dr. W. H. B. Atkins, Physician to Toronto General Hospital, says: "I am much pleased to state that the results from using Wampole's Preparation of Cod Liver Oil have been uniformly satisfactory; it appealed to me as being prepared according to correct scientific principles." It increases the appetite and influences the digestion of food; it is delicious to take, and will not disappoint you, and is effective from the first dose. One bottle convinces. At all chemists.

## THE DAY'S DOINGS IN THE COURTS

A mistrial was entered in the case of Pang Kau, indicted for assault and battery. The jury could not solve the puzzle and the judge said he did not blame them. Douthitt prosecuted, Robertson defended.

In the suit of E. H. F. Wolter against F. H. Redward, to recover money paid by Wolter as surety on the bond of F. H. Redward, contractor for building the Masonic Temple, the jury brought in a verdict of \$1200 principal and \$638 interest.

Stephen Mahaulu's trial for embezzling public funds was set for November 7.

Mary Manu, larceny, plea reserved until today.

R. P. Kelnai, burglary, second offense, hard labor, ten years.

Judge Gear announced that he could find nothing unconstitutional against the che fa games.

Ahum and Achong pleaded not guilty to the indictment for running a lottery game.

J. E. Fullerton's plea to indictment for malicious injury was reserved until today.

The arraignment of Eugenio Arroyo for murder in the first degree was continued until today.

Look Hong pleaded guilty to assault with a weapon and his sentence was set for today.

Lam Choon Tuck pleaded not guilty to assault with a weapon.

E. Geneau's trial for the murder of Ulysses S. Harris was set for Nov. 14, subject to the disposition of other cases having precedence, the motion for continuance till January being denied.

Philip H. Naone's trial for murder will either be set or continued for the term today.

The Honolulu Rapid Transit & Land Co. has sued out a writ of error in the suit wherein a jury rendered a verdict of \$3000 damages against it and in favor of Manuel Pedro Ferreira on account of the killing of his son by an electric car.

Return of summons has been made in the suit to foreclose mortgage brought by the Oukala Plantation Co. against T. W. Rawlins. The property involved consists of 2 acres 179 anana and 29 kapai of land at Kapalama and one undivided half interest in 69 acres of land at Kealahaka, Hamakua, Hawaii.

Samuel Parker by his attorneys, J. Alfred Magoon and J. Lightfoot, makes answer of complete denial to the complaint of W. A. Kinney for libel.

Notices of motion to place on the Supreme Court calendar the tax appeal of H. F. Wichman & Co., Ltd., and defendant's appeal in Sidney M. Ballou vs. Mutual Telephone Co. have been entered.

Solomon Meheula, destroying house vouchers, nolle prossed.

## REALTY TRANSACTIONS.

Entered for Record Oct. 31, 1904.

M. R. Cardinha et al to Manuel Branco.....M

Frank L. Mini et al to John Fitzgerald.....M

Kahauani Lonoheia to W S Kobayakawa.....M

Amaka and hsb to Noa (w).....D

Mary Bal and hsb to R A Wadsworth.....M

M H Hull et al by Judge to Manuel Teixeira.....Decree

Mellie E Hustace and hsb to Trs of Est of S C Allen.....M

Richard H Trent Tr to Henry Holmes.....AM

F Rowold to John G de Silva.....Rel

Helen W Edmonds and hsb to Onomes Sugar Co.....M

Supl Public Works to W E Rowell.....M

Liliuokalani to W E Rowell.....L

Trs of Est B P Bishop to W E Rowell.....L

Chu Hay et al to Hung Hay.....BS

John G de Silva and wf to Antonio Ferreira.....D

Seattle Brewing & M Co to Seattle Brewing & M Co.....D

Pipit Kaaua by mtgee to Henry Smith Tr.....Forc Affdt

Pipit Kaaua by mtgee to William L Whitney Tr.....D

William L Whitney Tr to Daisy B P Smith.....D

C Bosse by atty to J Alfred Magoon.....Par Rel

Recorded Oct. 25, 1904.

Victoria M Achong and hsb (F C) to Mary Wong Leong; D; pors Kul 11216, Puua, Lahaina, Maui; \$1, etc. B 258, p 481. Dated Oct 24, 1904.

Siu Leong et al to Walter Hoffmann et al; pors Kul 6236, Kaaua lane, Honolulu, Oahu; \$500. B 262, p 106. Dated Oct 22, 1904.

Recorded Oct. 26, 1904.

Est of Henry Congdon by Admr to John Hind; D; lots 1, 2 and 3, blk D, bldgs, etc, Kapolani Park Addn, Honolulu, Oahu; \$105. B 258, p 483. Dated Oct 22, 1904.

Francisco Faria and wf to Manuel J Perry; D; 1/4 int in lot 31, Kailua Tract, Honolulu, Oahu; \$1. B 258, p 484. Dated Oct 24, 1904.

Manuel J Perry to Mary Faria; D; 1/4 int in lot 31, Kailua Tract, Honolulu, Oahu; \$1. B 258, p 485. Dated Oct 24, 1904.

## FIVE NEW LOAN WORKS

### Bids Opened Yesterday for Improvements on Hawaii.

Bids were opened as below at the Public Works Department yesterday for the public improvements designated on the island of Hawaii:

Hilo N. G. H. Armory: L. M. Whitehouse.....\$4997

H. Kendall.....5588

J. Erickson.....5733

New road from 11 1-3 mile to 15 3-4 mile, Puna, Hawaii:

Benton & Arioli, 150 days.....\$5427.75

Volcano Stables, 230 days.....5174.00

J. Erickson, 150 days.....6350.00

Claus Johnson, 240 days.....7000.00

E. H. Lyman, 180 days.....7095.50

W. F. Fernandez, 240 days.....7470.00

Extending Peck's road:

Benton & Arioli, 180 days, 67c. a foot. W. Fernandez, 180 days, \$6030.50.

J. Camallison, 240 days, 90c. a foot. J. Erickson, 180 days, \$10,768.75 (\$1.25 a foot).

Volcano Stables, 200 days, 75c. a foot. Fourteen and a half mile road extension, Olua, Hawaii:

Benton & Arioli, 130 days.....\$33363.20

J. Erickson, 100 days.....4000.00

Volcano Stables, 220 days.....4500.00

W. Fernandez, 120 days.....5200.00

Extending 18 3-4 mile road, Olua, Hawaii:

Benton & Arioli, 85 days.....\$1600.70

J. Erickson, 80 days.....2000.00

W. Fernandez, 80 days.....2025.00

Volcano Stables, 100 days.....2750.00

**HOPP & CO'S FINE NEW QUARTERS**

Messrs. J. Hopp & Co., the furniture dealers and upholsterers, will open their new stores in the Alexander Young building this morning. The work of moving from their old quarters at King and Bethel streets, which they have occupied for over twenty-five years, and of moving from their warehouse in Nuuanu street to the new Bishop street stores, was nearly completed last night. Their entire stock from the old store, in addition to large recent importations, has been placed in position in the new stores.

Hopp & Co's new furniture sales-rooms occupy two entire ground floors with a frontage of sixty-three feet on Bishop street and a depth of sixty-eight feet. The premises include two large basements, each eighty feet in length by thirty feet in width. One basement is used for warehousing and the other partly as a salesroom for bedroom furniture and partly for work room. Sixteen feet of the rear portion of each store has been partitioned off, allowing two large ground floor workrooms for cabinet makers, upholsterers and polishers. The basement workrooms will be used for making spring mattresses, window shades, and "setting up" furniture. In the warehouse at the rear of the Young Hotel a large fireproof workroom has been fixed up for Hopp & Co's mattress-making department.

Mr. E. M. Marshall, who has been in the firm of J. Hopp & Co. since its foundation and is very well known to island people, in speaking of the removal to the new stores yesterday said: "Our business had entirely outgrown its old quarters. We needed more room and a better place to display the fine lines of furniture we handle. We were enabled to take advantage of the low rents now being offered, and move to quarters where conditions are such that we pay but very little for insurance, save considerable in the time taken to handle goods and keep them in better condition than in our old store, and in this way be able to keep our expenses at such an ebb that we can continue to sell goods at the same prices as before. I believe also that the retail trade will continue to shift in the direction of Alakea street. There are no street cars on Bishop street and during the morning there is no sun there so that ladies have an admirable, quiet and safe place to drive up to in trading."

The lighting up of Hopp & Co's four windows on each evening will make quite a change in the appearance of Bishop street at night.

**CAPT. BERGER IS HONORED**

The San Francisco Call of October 23 has the following concerning Captain Berger, leader of the Hawaiian Government band:

The visitors to Golden Gate Park today will be treated to a few selections of genuine Japanese melodies, the first to be rendered by the park band during its existence. The music is to be played under the special direction of Captain Berger, a noted musician, who has directed the Hawaiian Government band for more than thirty years. Captain Berger is in this city on a visit and Paul Steindorff, leader of the park band, extended him the courtesy of directing the Japanese music today.

These Japanese melodies are said to be of the sweetest strains and are heard but little outside the empire of the Mikado. Captain Berger is familiar with the music, having conducted it for many years while leader of the Hawaiian band. One of the features of the program will be the national Japanese anthem.



## Announcement of Auctions

## Auction Sale

On WEDNESDAY, Nov. 2, 1904

AT 10 O'CLOCK A. M.

At the premises, Hotel street, near Nuuanu street, I will sell at public auction, the contents of the OWL RESTAURANT, comprising—

Tables, Chairs, Crockery, 1 Fine Large Range, Etc., Etc., Etc.

**JAS. F. MORGAN, AUCTIONEER.**

## Manoa Links H. E. Cooper Estate

THE GOLF LINKS TRACT. HEALTHIEST SUBURB OF HONOLULU.

Lots are moving slowly but surely. It is the healthy locality and the conditions of sale that make them sell.

We build you a house to your own plan, but we have restrictions as to whom we build for or sell to.

That's a sound proposition when building up any community, especially so where it is a community in which YOU want to make YOUR home.

"ISN'T IT?" Full particulars at my office.

**JAMES F. MORGAN, 857 Kaahumanu street.**

## For Sale FOR Removal.

1 Large Cottage, 6 rooms, as good as new, in first class repair, situate on Kapolani street.

If you have a vacant lot this is an opportunity to make a home cheap.

**JAS. F. MORGAN, 857 Kaahumanu St.**



## AT AUCTION

## Castle & Cooke, Ltd

HONOLULU.

Commission Merchants

SUGAR FACTORS.

—AGENTS FOR—

The Ewa Plantation Co. The Waiatua Agricultural Co., Ltd. The Kohala Sugar Co. The Waimea Sugar Mill Co. The Fulton Iron Works, St. Louis. The Standard Oil Co. The George F. Blake Steam Pumps. Weston's Centrifugals. The New England Mutual Life Insurance Co., of Boston. The Aetna Insurance Co., of Hartford, Conn. The Alliance Assurance Co., of London.

## Gillman House Boquet Cigars BEAVER LUNCH ROOMS

R. J. LUTZ.

## G. W. LINCOLN THE

Contractor and Builder

Has resumed business at Alakea St. opposite the Occidental Hotel. All kinds of work in the building line will be faithfully done.

Please give me a trial. Estimates cheerfully given.

## W. W. AHANA & CO.

Limited

## Merchant Tailors

Waity Building, King St.

Phone Blue 2741

Opposite Advertiser Office

American and Foreign Worsteeds

## HONOLULU IRON WORKS COMPANY.

Machinery, Black Pipe, Galvanized Pipe, Boiler Tubes, Iron and Steel, Engineers' Supplies. Office—Nuuanu street. Works—Kakaako.

## NEW STATIONERY

New novelty writing papers just opened in beautiful assortment. Dainty fancy boxes.

Hawaiian News Company.

Alex. Young Bldg.

## JOHN NEILL

(Late of Catton, Neill & Co., Ltd.)

Machinery Bought, Sold and Repaired. Ship and General Blacksmithing. 135 Merchant Street.

PERFECTION

## Home Bakery

Beretania St., near Emma. All kinds of HOME BAKING made from only the BEST MATERIALS. Tel. Blue 211.

## Roofs Repaired

BY WM. T. PATY.

Carpentry of all kinds attended to. Give us a call.

SMOKE

## GENERAL ARTHUR CIGARS

GUNST-EAKIN CIGAR CO.

DISTRIBUTORS.

## AH PAT & CO.

103 South King, near Alakea.

MERCHANT TAILORS.

Expert cutter, formerly with J. J. Tregloan. Cleaning and repairing specialties.

Phone Blue 646. P. O. Box 8

## Kwong Yuen Hing Co.

36 and 38 N. King Street. Importers and Dealers in Chinese Silks, Fine Mattings, Teas, Ebony Furniture, Bamboo Stools, Rattan Arm Chairs.

Grass Linens, and color, at very low prices.

Courteous treatment.

Prompt attention.

Best Quality and lots more at

## CONSOLIDATED SODA WATER WORKS

PHONE MAIN 71

## COTTON BROS. & CO.

ENGINEERS AND GENERAL CONTRACTORS. Plans and Estimates furnished for all classes of Contracting Work. Boston Block, Honolulu.